

Order

Michigan Supreme Court
Lansing, Michigan

March 28, 2008

Clifford W. Taylor,
Chief Justice

134496

Michael F. Cavanagh
Elizabeth A. Weaver
Marilyn Kelly
Maura D. Corrigan
Robert P. Young, Jr.
Stephen J. Markman,
Justices

PEOPLE OF THE STATE OF MICHIGAN,
Plaintiff-Appellee,

v

SC: 134496
COA: 276407
Genesee CC: 03-011515-FC

GERMAIN LATRON BURNETT,
Defendant-Appellant.

On order of the Court, the application for leave to appeal the June 15, 2007 order of the Court of Appeals is considered, and it is DENIED, because the defendant has failed to meet the burden of establishing entitlement to relief under MCR 6.508(D).

CORRIGAN, J., concurs and states as follows:

I join the order denying leave to appeal. I write separately only to observe that the Attorney Grievance Commission (AGC) may wish to investigate the conduct of defendant's appellate counsel. On August 4, 2005, the Court of Appeals dismissed defendant's application for leave to appeal as untimely. The Court of Appeals noted on reconsideration that appellate counsel was ineffective for failing to timely file defendant's application. This finding by the Court of Appeals warrants AGC scrutiny.



d0325

I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

March 28, 2008

Corbin R. Davis

Clerk